

1 IN THE UNITED STATES DISTRICT COURT

2 FOR THE DISTRICT OF OREGON

3 PORTLAND DIVISION

4 UNITED STATES OF AMERICA,) 3:12-cv-02265-SI
5)
6 Plaintiff,)
7 v.) April 19, 2018
8)
9 THE CITY OF PORTLAND,)
10)
11 Defendant.)
12)
13 _____) Portland, Oregon

14 (Status Conference)

15 TRANSCRIPT OF PROCEEDINGS

16 BEFORE THE HONORABLE MICHAEL H. SIMON

17 UNITED STATES DISTRICT COURT JUDGE

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1 APPEARANCES
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3 FOR THE PLAINTIFF:

4 Billy J. Williams
5 Jared Hager
6 Renata Gowie
7 United States Attorney's Office
8 1000 SW Third Avenue, Suite 600
9 Portland, OR 97204
10
11 R. Jonas Alexander Geissler
12 Laura L. Cowall
13 U.S. Department of Justice Civil Rights Division
14 950 Pennsylvania Avenue, NW
15 Washington, DC 20530

16 FOR THE DEFENDANT CITY OF PORTLAND:

17 Tracy Pool Reeve
18 Denis M. Vannier
19 Mark P. Amberg
20 City of Portland
21 Office of the City Attorney
22 1221 SW 4th Avenue, Suite 430
23 Portland, OR 97204
24
25

FOR THE DEFENDANT PORTLAND POLICE ASSOCIATION:

Anil Karia
Tedesco Law Group
3021 NE Broadway
Portland, OR 97232

1 APPEARANCES (Continued)
2

3 FOR ENHANCED AMICUS CURIAE:

4 Kristen A. Chambers
5 Wyse Kadish LLP
5 900 SW Fifth Avenue, Suite 2000
5 Portland, OR 97204
67 Jessica Ashlee Albies
8 Albies & Stark, LLC
8 210 SW Morrison Street, Suite 400
8 Portland, OR 97204
9

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23 COURT REPORTERS: Dennis W. Apodaca, RDR, RMR, CRR
24 Jill Jessup, CSR, RMR, RDR, CRR, CRC
24 United States District Courthouse
24 1000 SW Third Avenue, Room 301
24 Portland, OR 97204
25 (503) 326-8182

1 MR. HALL: Thank you very much.

2 THE COURT: Thank you, Professor Hall. Let me tell
3 you, I will take a look at Marsh v. Oregon Natural Resources at
4 490 in the United States Reports at page 360. I'll take a look
5 at it. But let me also tell you if you wish to file something
6 with me in writing to give me a further analysis of what my
7 authority is, you're welcome to do it. You're always welcome
8 to do that. You and anyone else is always welcome to file a
9 petition for amicus status, and I'll follow that -- I'll rule
10 on that in connection with and consistent with the Oregon
11 Rules -- excuse me, the Federal Rules of Civil Procedure.

12 And, finally, if for whatever reason I conclude that
13 I don't have the authority to appoint a court monitor or to
14 order the Secretary of State to conduct an investigation, you
15 still, sir, always have the authority to petition the Oregon
16 Secretary of State to conduct such an investigation, but I am
17 quite confident you understand that. But I will take a look at
18 the authority you cite now and any other authorities that you
19 may submit in the future.

20 I thank you for your time and your passion.

21 MR. HALL: Sir, I don't mean to disrespect your
22 courtroom, but it's time when an elected official can call a
23 black person a "B" and there's no place to file a complaint.
24 And those folks making a hundred thousand dollars a year can
25 suggest by placing a sacred process underneath the supervision

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I certify, by signing below, that the foregoing is a
correct transcript of the record of proceedings in the
above-entitled cause. A transcript without an original
signature, conformed signature, or digitally signed signature
is not certified.

10 /s/ Dennis W. Apodaca
11 DENNIS W. APODACA, RDR, RMR, FCRR, CRR
12 Official Court Reporter

May 17, 2018
DATE

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